

# GOLDBERG WEPRIN FINKEL GOLDSTEIN LLP

ATTORNEYS AT LAW

ANDREW W. ALBSTEIN  
ARNOLD J. MAZEL  
STEVEN R. UFFNER  
HARVEY L. GOLDSTEIN  
NEAL M. ROSENBLUM  
KEVIN J. NASH  
IRIS A. ALBSTEIN  
BARRY E. ZWIGBAUM  
DOUGLAS TAUS  
ROBERT W. LO SCHIAVO  
ELIZABETH SMITH  
MATTHEW E. HEARLE

J. TED DONOVAN  
DORAN I. GOLUBTCHIK  
ARTHUR A. HIRSCHLER  
STEPHEN BORDANARO  
DANIEL J. SLATZ  
AUBREY E. RICCARDI  
ANTHONY J. SCHLUR  
ALLISON B. ROSENBERG  
GERALD BUKARY  
RANDI K. STEMLER  
SAMANTHA KARNI  
ELI RAIDER  
THOMAS M. SWEENEY  
RONALD G. NELSON  
SERGIO J. TUERO  
CHRISTOPHER R. CLARKE  
ELVIRA BARISANO  
JANA SPERRY  
ADAM MICHAEL LEVY  
JONATHAN E. SAMON  
SAMUEL P. SROKA

22ND FLOOR  
1501 BROADWAY  
NEW YORK, N.Y. 10036  
(212) 221-5700  
TELECOPIER (212) 730-4518

MARK E. KAUFMAN  
LEWIS KUPER  
BENJAMIN C. KIRSCHENBAUM  
(OF COUNSEL)

EMANUEL GOLDBERG (1904-1988)  
JACK WEPRIN (1930-1986)  
BENJAMIN FINKEL (1905-1986)

\* ALSO MEMBER OF NEW JERSEY BAR  
\* ALSO MEMBER OF TEXAS BAR  
\* ALSO MEMBER OF MASSACHUSETTS BAR

J. Ted Donovan, Esq.  
Direct Dial (212) 301-6943  
Facsimile (212) 422-6836  
[TDonovan@GWFGLaw.com](mailto:TDonovan@GWFGLaw.com)

April 2, 2013

Via ECF

Judge Carla E. Craig  
United States Bankruptcy Court  
Eastern District of New York  
271 Cadman Plaza East  
Brooklyn, NY 11201

Re: New York Spot, Inc.  
Case No. 12-48530 (CEC)

Dear Judge Craig:

I write to request a brief extension of the time in which the Debtor may file an appraisal of its real property, from April 2, 2013 to April 12, 2013.

At the recent status conference, the Debtor and its secured creditor, West 22<sup>nd</sup> LLC, agreed to a briefing schedule concerning issues raised with respect to the Debtor's plan and disclosure statement, which schedule was memorialized in an Order entered on March 15, 2013. However, we did not realize at the time that the schedule overlapped with Passover.

In compliance with the Scheduling Order, the Debtor filed an amended plan and amended disclosure statement on March 18, 2013. While the Debtor has made arrangements for an appraisal to be prepared, the report has been delayed both because the appraiser needs to obtain access to the property through the receiver, and because of the Passover holiday.

West 22<sup>nd</sup> LLC has until May 2, 2013 to file its objection to the amended disclosure statement, so there will still be ample time for it to review the appraisal report if the deadline is extended. Moreover, as the next hearing is not scheduled until May 22, 2013, it will be possible to adjust the schedule without adjourning the hearing, should West 22<sup>nd</sup> LLC require a short extension itself.

In anticipation of this potential scheduling issue, I sent an e-mail to Mark Frankel, counsel for West 22 LLC, last week, but have not heard back from him; nor has he returned my telephone messages yesterday or this morning.

Very truly yours,

A handwritten signature in black ink, appearing to read 'J. Ted Donovan', with a long horizontal flourish extending to the right.

J. Ted Donovan

Cc: Mark Frankel, Esq. (via e-mail)  
William Curtin, Esq. (via e-mail)